

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	8:22CR70
)	
vs.)	
)	
JAMES LEE POKORNY,)	ORDER
)	
Defendant.)	

This matter is before the court on the Motion to Continue Trial [38]. Counsel needs additional time to simultaneously discuss possible resolutions of this case with the U.S. Attorney's Office and prepare for trial. For good cause shown,

IT IS ORDERED that the Unopposed Motion to Continue Trial [38] is granted, as follows:

1. The jury trial now set for December 12, 2022 is continued to **February 28, 2023**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and February 28, 2023**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).
3. **No further continuances will be granted without requesting a hearing before the undersigned magistrate judge.**

DATED: December 7, 2022.

BY THE COURT:

**s/ Susan M. Bazis
United States Magistrate Judge**